

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

2005 DEC 19 A 9:33
(STATE FILE # 208702)

Tony Olanda Walls (Co. USA # 15886)
Full name and prison number of
plaintiff(s)

v.

Major Cary Tolbert
Lt. C. Welch
Nurse Stewart
Officer Rodgers

Name of person(s) who violated
your constitutional rights.
(List the names of all the persons)

CIVIL ACTION NO. 3:05CV1206-T
(To be supplied by the Clerk of the
U.S. District Court)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? Yes () No (X)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? Yes () No (X)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit: N/A
Plaintiff(s) _____
Defendant(s) _____
2. Court (if federal court, name the district; if state court, name the county)
N/A _____
3. Docket No. N/A _____
4. Name of Judge to whom case was assigned N/A _____

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending? N/A

6. Approximate date of filing lawsuit N/A

7. Approximate date of disposition N/A

II. PLACE OF PRESENT CONFINEMENT Lee County Detention Center
P.O. Box 2407 Opelika, AL 36801

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED Lee County Detention Center P.O. Box 2407 Opelika, AL 36801

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME

ADDRESS

1. Major Cary Tolbert 2311 Gateway dr. Opelika AL 36801
2. Lt. C. Welch 2311 Gateway dr. Opelika AL 36801
3. Nurse Stewart 2311 Gateway dr. Opelika AL 36801
4. Officer Rodgers = = = = =
5. And staff Officer Letters = 2311 Gateway dr Opelika AL 36801
6. And staff Sgt Jones 2311 Gateway dr Opelika AL 36801

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 6-27-05

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: Cruel and unusual punishment.

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place, manner, and person involved).

Lee County Detention Center, was told I could not see the doctor or nurse for the rest of my stay here by Nurse Stewart.

Person: Ms. Stewart - Nurse

GROUND TWO: Cruel and unusual punishment

SUPPORTING FACTS: Officer Rodgers told the other inmates in the jail that I told on him for bringing in Contraband (Tobacco). That put my life in a great deal of danger. I could have been beaten real bad or maybe even killed. (This is still happening)

GROUND THREE: Cruel and unusual punishment by the staff

SUPPORTING FACTS: Making me stay in cells with other inmates that wants to hurt me. Making me go to court at the same time being locked in holding cell with the ones that want to hurt me. Making me go to visitation with the ones that want to hurt me. And the officers just laugh about it.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

Compensation for the pain and suffering I've went threw for the past 5 months. And for them to be fired so that this will not happen to no one else by them.

Tony D. Walls
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on _____
(date)

Tony D. Walls
Signature of plaintiff(s)

To: Sgt. T. Threat
 shift SUPERVISOR
 Lee Co. Jail
 2005 DEC 19 A 9:33

12/8/05

sign here Refused to sign Date 12/11/05

To: Officer Wilshire
 Lee Co. Jail

12/11/05 Officer Wilshire refused to sign this

because he said Lt Welch said for him not too.

sign here Refused to sign Date 12/11/05

I inmate Tony O. Walls #15886 is letting you know that since I reported one of the Officers here at the jail for bringing in Cigarettes my life has been put in a great deal of danger. I've been in P.C. for a few months now. Since then on Nov 21 I saw another officer bring cigarettes to another inmate in cell D-6. I reported it to Lt Welch on Nov 23 2005. Since I was taken to Coosa Co. to court now I'm back in E-1 in P.C. (Protective custody) sleeping on the floor with no working toilet for 5 1/2 hours per night while cells are lock down. Anyway since then I've been told that one of the officers is offering some of the other inmates a \$10000 money order to beat me up or could even kill me. So I'm asking to please leave a note for the shift supervisors not to put no one in E-1 without Lt. Welch permission. and after court Dec 14 Please CSI me to prison. Tony Walls

Inmate sign here Tony Walls Date 12/8/05

To whom it may concern

12/18/05

From 10:30pm to 4:00am is lights out or lock down. anyway since my return from Coasa Co Jail to here at Lee Co Jail. I've been sleeping in the floor in cell # E-1. And the toilet in the day room area does not work. So I have to use the one in the cells. I have very weak kidneys and I have to urinate a lot every 2 to 3 hours. And the staff knows this. I beg them every night that Sgt. Jones works to please leave one of the cells open so I can use the toilet. And Sgt. Jones shift is the only shift that refuses. Him and his officer just laugh and say let the white boys piss in the floor. Instead of using the floor I have been using a 5 gal. bucket. The other shift leaves one of the cells open. It is just the all black shift. This is a act of cruel and unusual punishment. And I fill that my civil rights have been violated. Please help me and the others here at the jail.

Thursday **Dec** 1 2005
Sgt Parquette left one of the cells open after being told about us sleeping in the day room using a 5gal bucket for a toilet.

Dec
Fri, 2nd Sat, 3rd Sun, 4th
Sgt Jones and staff locked us out in the day with no toilet to use. ~~They~~ They just laugh and walked out.

Mon. Dec, 5
Sgt Parquette
left cell open
for us.

Tues. Dec, 6
Sgt Parquette
left cell open
for us.

Wed, Dec, 7
Sgt Jones
locked us out
of use of toilet.

Thurs, Dec 8
Sgt. Jones
locked us out
of use of toilet

Fri. Dec 9
Sgt Parquette
left cell open
for us.

Sat. Dec 10
Sgt Parquette
left cell open
for us.

Sun. Dec, 11
Sgt Parquette
left cell open
for us.

Mon, Dec, 12
Sgt Jones
locked us out
and when they
walked out of E-1
one of the officers
said fuck all them
Motherfuckers lock
them down they can
piss in the floor.

Tues Dec 13
Sgt Jones
locked us out
of use of toilet

Wed Dec 14
Sgt Parquette
left cell open
for us.

Thurs. Dec 15
Sgt Parquette
left cell open
for us.

Fri Dec 16
locked out
of use of toilet

~~Sat Dec 17~~

~~Sun Dec 18~~

To whom it may concern

12/12/05

Inmate Mike Edwards was being held in holding cell #2 in booking on 12/10/05 thru 12/12/05. I had let officer Wiltsie read a paper about how my life was in danger and officer Wiltsie was at booking telling everyone up there that I was going to see somebody that is what Mr Edwards told me when they put him back in E-1 cell with me. Mr Edwards was not in E-1 at the time I let officer Wiltsie read that paper it was suppose to be held confidential between a inmate and a officer. That is some thing Lee Co Jail officers do not have They will tell the other inmates There Home Boys every thing someone tells them. And that puts my life in danger here at the jail. The officers will try to get there home boys to jump on someone by offering them money. Plewe help me with this

Tray Walls